

#17  
BP  
4-22-03

In re Application of:

YOSHIKI SASAI, ET AL.

Application No.: 09/855,587

Filed: May 16, 2001

**For: NOVEL DIFFERENTIATION  
INDUCING PROCESS OF  
PROCESS OF EMBRYONIC STEM  
CELL TO ECTODERMAL CELL  
AND ITS USE**

Examiner: Thaiann Ton

Group Art Unit: 1632

April 17, 2003

Commissioner for Patents  
Washington, D.C. 20231

RECEIVED

APR 21 2003

TECH CENTER 1600/2900

## SUBMISSION OF ENGLISH TRANSLATION OF PROVISIONAL APPLICATION

Sir:

The present application claims benefit of Provisional Application No. 60/257,049 ("the '049 application"), filed on December 20, 2000, in the Japanese language. Submitted herewith is an English translation of the '049 application, along with a statement that the English translation is accurate.


According to 37 C.F.R. § 1.78 (a)(5)(iv), if "the prior-filed provisional application as filed in a language other than English and an English-language translation of the prior-filed provisional application and a statement that the translation is accurate were not previously filed in the prior-filed provisional application or the later-filed nonprovisional application, *applicant will be notified and given a period of time within which to file an English-language translation of the non-English-language prior-filed provisional application and a statement that the translation is accurate.*" (Emphasis added.) To date, no such notice has been received for the present application.

No petition or fee is believed necessary in connection with the present submission. If however a petition and/or a fee is required, then this paper should be considered a Petition Under 37 C.F.R. § 1.75(a)(5)(iv) For Unintentional Delay Of Submission Of English Translation Of Provisional Application, and the Commissioner is authorized to charge the requisite fee(s) to Deposit Account 06-1205.

Should the above Petition be deemed necessary, Applicants hereby state that the present submission of the English-language translation of the provisional application from which the present application claims benefit was unintentionally delayed from September 16, 2001 (four months after the filing date of the present application) until the date of filing of this Petition. Further, Applicants hereby state that the entire delay was unintentional.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

  
Attorney for Applicants  
LOCKSEE YU-JAYNES  
Registration No. 38,667

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#18  
B0  
4-22-03

In re application of  
Yoshiki Sasai *et al.*

Appln. No.: 60/257,049

Group Art Unit:

Filed: December 20, 2000

Examiner:

For: NOVEL DIFFERENTIATION INDUCING PROCESS OF  
EMBRYONIC STEM CELL TO ECTODERMAL CELL AND ITS USE

## DECLARATION

RECEIVED

Assistant Commissioner for Patents  
Washington, D.C. 20231

APR 21 2003

TECH CENTER 1600/2900

Sir/Madam:

I, Eiichi Kobayashi, do declare and state that:

I graduated from the University of Tokyo, Faculty of Agriculture, Department in Agricultural Chemistry, having received a Master's Degree of Agriculture in March, 1992.

I understand the Japanese and English languages. Attachment is an accurate English translation made by me of U.S. Patent Application No. 60/257,049, filed December 20, 2000 in Japanese language.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

April 17, 2003

Name:

Eiichi Kobayashi